

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
WESTERN DIVISION

THE CONSTRUCTION INDUSTRY WELFARE)
FUND OF ROCKFORD, ILLINOIS;)
THE CONSTRUCTION INDUSTRY)
RETIREMENT FUND OF ROCKFORD,)
ILLINOIS,) **Magistrate Judge Mahoney**
Plaintiff,) **Case No. 08 CV 50125**
v.)
IN LINE DESIGN TILE CO. INC. also known as)
IN LINE TILE, INC.)
Defendant.)

MOTION TO DISMISS WITHOUT PREJUDICE

NOW COMES the Plaintiffs, THE CONSTRUCTION INDUSTRY WELFARE FUND OF ROCKFORD, ILLINOIS and THE CONSTRUCTION INDUSTRY RETIREMENT FUND OF ROCKFORD, ILLINOIS, by and through their attorneys, MARC M. PEKAY, P.C. and hereby move that this case against Defendant, IN LINE DESIGN TILE CO. INC. also known as IN LINE TILE, INC. be dismissed without prejudice as all amounts have been paid.

Respectfully submitted,

CONSTRUCTION INDUSTRY
WELFARE AND RETIREMENT FUND
OF ROCKFORD, ILLINOIS;
s/ Marc M. Pekay,
Attorney for Plaintiffs

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THE CONSTRUCTION INDUSTRY WELFARE)
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THE CONSTRUCTION INDUSTRY)
RETIREMENT FUND OF ROCKFORD,)
ILLINOIS,)
Plaintiff,)
v.)
IN LINE DESIGN TILE CO. INC. also known as))
IN LINE TILE, INC.)
Defendant.)

ORDER

THIS MATTER COMING TO BE HEARD upon Plaintiffs' Motion to Dismiss this Case Without Prejudice.

IT IS HEREBY ORDERED that this case be dismissed without prejudice, all matters having been resolved by the parties.

ENTERED:

JUDGE

DATED: _____

Drafted by:
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